

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
March 3, 2009

The City Council convened in Regular Session on Tuesday, March 3, 2009, at 7:00 P.M. in the Council Chambers on the fourth floor of City Hall, 200 North Second Street, with Vice President of the Council Larry Muench, presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Dave Beckering, Erv Ermeling, Laurie Feldman, Michael Klinghammer, Bob Kneemiller, Ron Stivison, and Richard Veit. Absent: Jerry Reese and Michael Weller. The Deputy City Clerk, Judy Richardson, was present and performed the duties of that office.
File #47038

A motion was made by BOB KNEEMILLER to excuse the absence of Councilmembers Jerry Reese and Michael Weller. DAVE BECKERING seconded the motion. All voted in favor, motion passed. The meeting was opened with the Invocation, those present standing in a moment of silence, followed by the Pledge of Allegiance to the Flag.

PUBLIC HEARINGS

The Vice President of the Council Larry Muench announced that the following Public Hearings would now be held. At the conclusion of the hearings, the Regular Session continued with the order of business:

- A. Case No. Z-16-08. (Edward Rose Properties, Inc.). An application to rezone two tracts of land located at the northern corner of the intersection of Friedens Road, Arena Parkway and South River Road from the R-1E Single-Family Residential District and PD-MU Planned Development – Multi-Use to the R-3A Multiple Family Residential District. The fifteen (15) acre R-1E parcel is known as 1875 South River Road and the PD-MU zoned property, immediately adjacent to the west, is a five (5) acre portion of the Talbridge Planned Development. (Ward 3) ***(Council Bill 9882) (Planning & Zoning Commission Recommended Denial of the Application) (Continued from the February 17, 2009, Regular City Council Meeting)***
- B. Case No. Z-17-08. (Edward Rose Properties, Inc.). An application to rezone two tracts of land located at the northern corner of the intersection of Friedens Road, Arena Parkway and South River Road from the R-3A Multiple Family Residential District to the PD-R Planned Development-Residential District. In conjunction with the rezoning, the Commission will consider a preliminary development plan for the property. The preliminary development plan proposes the construction of twelve (12) multi-family structures with a total of two-hundred fifty-two (252) units. Associated parking, clubhouse and outdoor recreation are also depicted in the plan. The subject parcels total approximately twenty (20) acres. (Ward 3) ***(Council Bill 9883) (Planning & Zoning Commission Recommended Denial of the Application) (Continued from the February 17, 2009, Regular City Council Meeting)***
- C. Case No. CU-01-09. (Quiktrip Corp.). The applicant is requesting approval of a conditional use permit from Section 156.034(C)(1)(a) within the C-3 Highway Business District for a gas station and convenience store at 2260 First Capitol

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- Drive (currently 6 properties consolidated into 1 piece of land). The subject property is 1.527 acres and is located in Ward Two. ***(Table to March 17, 2009, Regular City Council Meeting pending receipt of additional documents)***
- D. Case No. CU-04-09. (Ali Rajab). The applicant is requesting approval of a conditional use permit from Section 156.034(C)(1)(a) within the C-3 Highway Business District for the installation and sales of automotive electronics, complete auto detailing and washing, paint booth, and sales of wheels and tires at 2725 Veterans Memorial Parkway. The C-3 portion of the subject property is 2.41 acres and is located in Ward Four. ***(RCA Attached)***
- E. Case No. CU-05-09. (John Phillips). The applicant is requesting approval of a conditional use permit from Section 156.33(C)(1)(e) within the C-2 General Business District for the display, sale, setup and detailing of new and used motor scooters (49 cc up to 150 cc) at 1001 Chargene Drive. The subject property is 0.39 acres and is located in Ward Nine. ***(RCA Attached)***
- F. Case No. CU-06-09. (The Grooming Room). The applicant is requesting approval of a conditional use permit from Section 156.035(C) (1) (a) within the I-1 Light Industrial District for a pet grooming facility at 3729 New Town Boulevard. The subject property is 1.97 acres and is located in Ward Eight. ***(RCA Attached)***
- G. Case No. DR-01-09. An application to amend Chapter 156: Zoning Code of the Code of Ordinances of the City of St. Charles, Missouri, by amending Section 156.033 (C) C-2 General Business District Conditional Uses to include indoor shooting ranges as a conditional use and by amending Section 156.005 Definitions to include a definition for shooting ranges. ***(Council Bill 9879)***
- H. Case No. DR-02-09. An application to amend Chapter 156: Zoning Code of the Code of Ordinances of the City of St. Charles, Missouri, by amending Section 156.038 CBD Central Business District to include single-family dwellings as a permitted use and multi-family dwellings as a conditional use. ***(Council Bill 9878)***
- I. Case No. DR-03-09. An application to amend Chapter 156: Zoning Code of the Code of Ordinances of the City of St. Charles, Missouri, by amending Section 156.705 Street Banner Signs. ***(Council Bill 9872)***

RESOLUTIONS/AWARDS/PROCLAMATIONS

A Resolution Declaring One (1) John Deere Utility Cart as Surplus Property and Authorizing Disposal by Trade-In with Purchase of Replacement Utility Cart
(Sponsor: *Erv Ermeling*)

Passed “Aye”: Muench, Stivison, Veit, Beckering, Ermeling, Feldman, Klinghammer and Kneemiller
 “Nay”: None
 Absent: Reese and Weller

Approved by the Honorable Mayor on March 6, 2009 and is known as **Resolution R09-02**

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PUBLIC COMMENT RELATIVE TO CITY ISSUES

Mike Schulte, 1623 Rosewall Drive, spoke in opposition to the proposed increase in water rates.

RECESS AND RECONVENE

MIKE WELLER made a motion to recess the Regular Session at 9:05 pm. DAVE BECKERING seconded the motion. All voted in favor, the motion passed. The City Council reconvened at 9:15 p.m. in the Council Chambers on the fourth floor of City Hall, 200 North Second Street, with Vice President of the Council Larry Muench, presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Dave Beckering, Erv Ermeling, Laurie Feldman, Michael Klinghammer, Bob Kneemiller, Ron Stivison, and Richard Veit. Absent: Jerry Reese and Michael Weller.

The City Council reconvened in Regular Session and continued with the order of business.

BILLS FOR FINAL PASSAGE

Bill 9868 (Substitute Bill No. 1)

An Ordinance Amending Ordinance Number 08-270 by Amending Certain Revenue, Expenditure, and Fund Balance Accounts for the Budget for the Fiscal Year 2009
(*Budget Amendment No. 1*) (Sponsors: Laurie Feldman and Larry Muench)

Passed “Aye”: Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, Muench, Stivison and Veit
 “Nay”: None
 Absent: Reese and Weller

Approved by the Honorable Mayor on March 5, 2009 and is known as **Ordinance 09-41**

Bill 9872 (Substitute Bill No. 1)

An Ordinance Amending Chapter 156 of the Code of Ordinances of the City of St. Charles, Missouri by Amending Section 156.705 Pertaining to Street Banner Signs
(Sponsors: Larry Muench and Michael Klinghammer)

Passed “Aye”: Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, Muench, Stivison, and Veit
 “Nay”: None
 Absent: Reese and Weller

Approved by the Honorable Mayor on March 6, 2009 and is known as **Ordinance 09-42**

Bill 9874

An Ordinance Authorizing Acceptance of Development Improvements of Sanitary Sewer Utilities and Their Appurtenances at Lohmann Estates and Release of Security (Sponsor: Michael Klinghammer)

Passed “Aye”: Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, Muench, Stivison, and Veit
 “Nay”: None

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Absent: Reese and Weller

Approved by the Honorable Mayor on March 6, 2009 and is known as **Ordinance 09-43**

Bill 9875

An Ordinance Authorizing Acceptance of Improvements of Water, Storm Sewer Utilities and Their Appurtenances at the New Town at St. Charles - East Hiram Street Condominiums Plat One, and Release of Security (*Sponsor: Michael Klinghammer*)

Passed "Aye": Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, Muench, Stivison, and Veit

"Nay": None

Absent: Reese and Weller

Approved by the Honorable Mayor on March 6, 2009 and is known as **Ordinance 09-44**

Bill 9876

An Ordinance Authorizing Acceptance of Improvements of Water, Storm Sewer Utilities, City Streets and Their Appurtenances at the New Town at St. Charles Phase Two – Plat Six, and Release of Security (*Sponsor: Michael Klinghammer*)

Passed "Aye": Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, Muench, Stivison, and Veit

"Nay": None

Absent: Reese and Weller

Approved by the Honorable Mayor on March 6, 2009 and is known as **Ordinance 09-45**

BILLS FOR INTRODUCTION

The following Council Bills were introduced:

Bill 9877

An Ordinance Vacating a Portion of a Right-of-Way and Utility Easement Located in a Part of Arpent Alley and a Part of Lot 301 of the New Town at St. Charles Plat 1-B (*Sponsors: Michael Klinghammer and Larry Muench*)

Bill 9878 (Referred to the Council Work Session of March 10, 2009)

An Ordinance Amending Section 156.038 of the Code of Ordinances Pertaining to the Central Business District (*Sponsors: Michael Klinghammer, Richard Veit, and Larry Muench*)

Councilmember Bob Kneemiller requested that Community Development Director Bruce Evans review Section 156.038 Central Business District for possible revisions. The Community Development Department will conduct a land use survey, then report back to the City Council. This item is referred to the March 10, 2009 Council Work Session for discussion.

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Bill 9879

An Ordinance Amending Chapters 134 and 156 and of the Code of Ordinances by Amending: Section 134.04 Pertaining to Discharging Firearms; Section 156.005 to Include a Definition of Indoor Firearm Range; and Section 156.033(C) Pertaining to Conditional Uses in the General Business District (*Sponsor: Larry Muench*)

Bill 9880

An Ordinance Authorizing Amendment No. 1 to the Contract with Pundmann Ford for the Purchase of Nine (9) 2009 Ford Crown Victoria Police Interceptor Vehicles for the Police Department in an Amount of \$212,139.00, for a Total Contract Amount Not to Exceed \$424,278.00 (*Sponsor: Jerry Reese*)

Bill 9881

An Ordinance Approving the Record Plat for Boulders at Katy Trail Phase II Condominium Plat Building 3, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Laurie Feldman*)

Bill 9882

An Ordinance Rezoning to Zoning District R-3A (Multiple Family Residential District) from Zoning Districts R-1E (Single-Family Residential District) and PD-MU (Planned Development Mixed Use District) Two Tracts of Land Located at the Northern Corner of the Intersection of Friedens Road, Arena Parkway and South River Road (*Sponsors: Erv Ermeling and Ron Stivison*)

A motion was made by RICHARD VEIT to hold Bill 9882 until the April 7, 2009 Regular Council Session. RON STIVISON seconded the motion. All voted in favor. The motion passed.

Bill 9883

An Ordinance Rezoning to Zoning District PD-R (Planned Development Residential District) From Zoning District R-3A (Multiple-Family Residential District), Two Tracts of Land Located at the Northern Corner of the Intersection of Friedens Road, Arena Parkway and South River Road; Approving the Preliminary Development Plan of Creekstone Falls in Connection Therewith; Granting Variances in Connection with the Plat; and Approving and Authorizing Execution of a Planned Development Agreement and First Amendment to a Planned Development Agreement (*Sponsors: Erv Ermeling and Ron Stivison*)

Councilmember Bob Kneemiller requested the following additional amendments be made to the development agreement: 1) the developer comply with prevailing wages; and 2) up to an eight foot (8') fence be added to the buffer area at the request of the neighboring homeowners' associations. A motion was made by RICHARD VEIT to hold Bill 9882 until the April 7, 2009 Regular Council Session. RON STIVISON seconded the motion. All voted in favor. The motion passed.

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CONSENT AGENDA

Councilmember Richard Veit removed *Item 8.B.2.vi. Street Committee Meeting of February 10, 2009, (Motion to Remove the Multi-Way Stop Sign at Monroe and Ninth Street; and Request for Staff to Forward Procedures to the Street Committee for Training and Re-education, i.e., reader boards, prior to removing the stop sign)* from the Consent Agenda. Councilmember Richard Veit removed *Item 8.B.2.c.i. Council Work Session of February 10, 2009, (Motion to Follow the Recommendation of the Director of Administration as Included in the Memorandum Dated February 5, 2009, Relative to Filling the Vacant Position in the Human Resource Department; Specifically, Filling the Vacant Position in the Human Resource Department at a Pay Range 6)* from the Consent agenda; Councilmember Richard Veit removed *Item 8.B.2.c. iii. Council Work Session of February 9, 2009 (Motion to Hire a Water System Manager in the Public Works Department)* from the Consent Agenda; Councilmember Laurie Feldman removed *Item 8.B.2.c.iv. Council Work Session of February 9, 2009 (Motion to Defer a decision on the Pavers at the I-70 and Highway 94 Interchange for 60 days)* from the Consent Agenda; Mayor Patricia M. York removed *Item 8.G.4. Authorization for Interim Pay for Duties Related to the Community Relations Liaison Position* from the Consent Agenda; Councilmember Larry Muench removed *Item 8.G.5. Designation of Mayor, Director of Administration and Finance Director as Persons Pursuant to Section 137.243 RSMo (Cumm. Supp. 2008) to Informally Project a Nonbinding Tax Levy and to Return the Nonbinding Tax Levy Projection to the County* from the Consent agenda. A motion was made by BOB KNEEMILLER to receive and approve the balance of the Consent Agenda. MICHAEL KLINGHAMMER seconded the motion. A roll call vote was taken, with the following results: "Aye": Stivison, Veit, Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, and Muench. "Nay": None. Absent: Reese and Weller. Motion passed.

- A. Approval of Council Minutes
 - 1. Regular Council Meeting of February 3, 2009
 - 2. Special Council Meeting of February 10, 2009
- B. Approval of Council Committee Reports
 - 1. Approval of Council Committee Minutes
 - a. Special Street Committee Meeting of February 4, 2009
File #47026
 - b. Street Committee Meeting of February 10, 2009
File #47026
 - c. Council Work Session of February 10, 2009
File #47016
 - d. Council Work Session of February 17, 2009
File # 47016
 - 2. Approval of Council Committee Motions/Actions/Recommendations
 - a. Special Street Committee Meeting of February 4, 2009 (*None*)
 - b. Street Committee Meeting of February 10, 2009

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- i. Motion to Support Staff's Recommendations Relative to Applications for County Road Board Funds (McClay & Hackmann Project, Old Highway 94 & Muegge Project, and Boschertown Road at Little Hills Expressway Project
 - ii. Motion to Approve the Contract for the Use of St. Charles County Transportation Sales Tax Funds for the Reconstruction of Boschertown Road
 - iii. Motion to Support Staff's Recommendation Relative to the American Recovery and Reinvestment Act (ARRA):
 - a) I-70 and Fifth Street Interchange (I-70 to Ameristar Blvd/Bass Pro Drive) (2009 Application)
 - b) Boschertown Road Phase I and Fox Hills (Fox Hill to National Cart, and Fox Hill Road Adjacent to Park) (2009 Application)
 - c) South main Street South (Ameristar Blvd to S. River Road (2010 Application)
 - d) Elm Street Widening (Elm Point Industrial to Route 370) (2010 Application)
 - e) Fifth Street Corridor Phase II (Tompkins to First Capitol (2010 Application, if Ready)
 - f) New Town Blvd (Elm Point Industrial to 400 Feet North of New Town Entrance) (2010 Application, if Ready)
 - iv. Motion to Support Staff's Recommendation Relative to East West Gateway Applications for FY 2010-2013 ((Fifth Street Corridor Phase II Project)
 - v. Motions Relative to Acquisition of Right of Way for the Reconstruction of Diekamp Lane:
 - a) Motion to Split the Project into Two Phases
 - b) Motion to Eliminate Sidewalks from this Project
 - c) Motion to Direct Staff to Acquire Right of Way for This Project Through Dedication Only
 - vi. Motion to Remove the Multi-Way Stop Sign at Monroe and Ninth Street; and Request for Staff to Forward Procedures to the Street Committee for Training and Re-education, i.e., reader boards, prior to removing the stop sign

REMOVED FROM THE CONSENT AGENDA

- vii. Motion to Repair the Radius and Curb Inlet on the Southeast Corner of the Intersection of Kingshighway and Clark Street
- viii. Motions Relative to Addition of the South Main Sidewalk Extension Project to the 2010-2015 CIP:
 - a) Motion to Have Staff Include this Project in the Future 2010-2015 CIP

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- b) Motion to Include B4rick Sidewalks and a Decorative Traffic Barrier in the Construction Cost
- c. Council Work Session of February 10, 2009
 - i. Motion to Follow the Recommendation of the Director of Administration as Included in the Memorandum Dated February 5, 2009, Relative to Filling the Vacant Position in the Human Resource Department; Specifically, Filling the Vacant Position in the Human Resource Department at a Pay Range 6

REMOVED FROM THE CONSENT AGENDA

- ii. Motion that Any Evaluation of the Water System be Performed In-House
- iii. Motion to Hire a Water System Manager in the Public Works Department

REMOVED FROM THE CONSENT AGENDA

- iv. Motion to Defer a decision on the Pavers at the I-70 and Highway 94 Interchange for 60 days

REMOVED FROM THE CONSENT AGENDA

- d. Council Work Session of February 17, 2009 (*None*)

C. Receipt of Reports from Boards, Commissions or Committees

- 1. Bicentennial Banquet Meeting of February 9, 2009
File #47027
- 2. Citizen with Disabilities Advisory Board Meeting of November 19, 2008
File #46862
- 3. Planning and Zoning Commission Meeting of January 26, 2009
File #47058
- 4. Arts and Culture Commission Meeting of January 22, 2009
 - a. Motion to Award a Grant to the Missouri River Irish Fest in the Amount of \$5,000
 - b. Motion to Award a Grant to the St. Charles Municipal Band in the Amount of \$10,000
 - c. Motion to Disburse Remaining \$2,000 to Mosaics
 - d. Motion to Disburse Remaining \$1,500 to Life is Good Festival
 - e. Motion to Disburse Remaining \$400 to St. Charles Plein Air
 - f. Motion to Disburse Remaining \$2,000 to St. Charles Municipal Band
 - g. Motion to Disburse Remaining \$1,000 to Flood Stage Productions
File #47059
- 5. Senior Citizen Advisory Commission Meeting of October 21, 2008
 - a. Motion to Invite Tony Lamantia of Allied Waste to Make a Commission Presentation to a Future Meeting

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- b. Motion to Invite Speaker Relative to Emergency Beacon Program to a Future Meeting
- File #46761
6. Senior Citizen Advisory Commission Meeting of November 18, 2008
- File #46761
7. Senior Citizen Advisory Commission Meeting of January 20, 2009
- a. Motion to Invite Speaker Relative to Emergency Beacon Light Project at march Meeting
- b. Motion to Invite City Administrator to Speak at April Meeting
- c. Motion to Invite County Assessor Scott Shipman to Speak at May Meeting
- d. Motion to Invite Speaker Relative to Community Center to June Meeting
- File #47060
- D. Receipt of Reports of the Director of Administration
1. Notice of Emergency Purchase
- File #47004
2. Request for Authorization to Fill the Vacant Position of Tour Guide in the Convention & Visitors Bureau
- File #47061
3. Request for Authorization for Selection Process and Hiring of Police Officer(s) for the Police Department
- File #47062
- E. Approval of Contracts and Easements from \$30,001 - \$99,999
1. Approval of Contract Amendment with World Wide Technology for Additional Support for GroupWise to Exchange Migration in an Amount of \$10,757.53.
- File #47063
2. Approval of Contract with Asphaltic Maintenance for Asphalt Pavement Repairs for an Additional \$49,000.00.
- File #47064
3. Contract with Thunder Electric, Inc. for Traffic Signal Controller Modification Project in an Amount of \$35,680.00.
- File #47065
4. Contract with Adecco Engineering and Technical for Technical Support for the Information Technology Department in an amount not to exceed \$50,096.00.
- File #47066
- F. Preliminary Plats
None

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G. Miscellaneous

1. Approval of Arts and Culture Commission Expenditures
File #47033
2. Authorization to Provide Funding for Local High Schools to be Used for 2009 Graduation Parties
File #47067
3. Amendment to Council Rule 13(A) Relative to Regular Council Meeting Agendas
File #47068
4. Authorization for Interim Pay for Duties Related to the Community Relations Liaison Position
REMOVED FROM THE CONSENT AGENDA
5. Designation of Mayor, Director of Administration and Finance Director as Persons Pursuant to Section 137.243 RSMo (Cumm. Supp. 2008) to Informally Project a Nonbinding Tax Levy and to Return the Nonbinding Tax Levy Projection to the County.
REMOVED FROM THE CONSENT AGENDA

ITEMS REMOVED FROM THE CONSENT AGENDA

Item 8.B.2.b.vi. Street Committee Meeting of February 10, 2009 (Motion to Remove the Multi-Way Stop Sign at Monroe and Ninth Street; and Request for Staff to Forward Procedures to the Street Committee for Training and Re-education, i.e., reader boards, prior to removing the stop sign)

Councilmember Richard Veit requested a separate vote on item 8.B.2.b.vi, and stated that he supports the removal of the stop sign at Monroe and Ninth Street. Councilmember Dave Beckering stated safety concerns regarding removal of the stop signs. A motion was made by RICHARD VEIT to approve Item 8.B.2.b.vi Motion to Remove the Multi-Way Stop Sign at Monroe and Ninth Street; and Request for Staff to Forward Procedures to the Street Committee for Training and Re-education, i.e., reader boards, prior to removing the stop sign. MIKE KLINGHAMMER seconded the motion. A roll call vote was taken with the following results: "Aye": Veit, Ermeling, Klinghammer, and Stivison. "Nay": Beckering, Feldman, Kneemiller, and Muench. Absent: Reese and Weller. Motion failed.

Item 8.B.2.c.i. Council Work Session of February 10, 2009; (Motion to Follow the Recommendation of the Director of Administration as Included in the Memorandum Dated February 5, 2009, Relative to Filling the Vacant Position in the Human Resource Department; Specifically, Filling the Vacant Position in the Human Resource Department at a Pay Range 6)

Councilmember Richard Veit requesting a separate vote for item 8.B.2.c.i. A motion was made by RICHARD VIET to approve Item 8.B.2.c.i.; Motion to Follow the Recommendation of the Director of Administration as Included in the Memorandum Dated February 5, 2009, Relative to Filling the Vacant Position in the Human Resource Department; Specifically, Filling the Vacant Position in the Human Resource Department at a Pay Range 6. The motion was seconded by

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MIKE KLINGHAMMER. A roll call vote was taken with the following results: "Aye": Beckering, Ermeling, Feldman, Klinghammer, Muench, and Stivison. "Nay": Kneemiller and Veit. Absent: Reese and Weller Motion passed.

Item 8 B.2.c. iii. Council Work Session of February 10, 2009 (Motion to Hire a Water System Manager in the Public Works Department)

Councilmember Richard Veit requested a separate vote on Item 8.B. 2.c.iii. A motion was made by BOB KNEEMILLER to approve Item 8.B. 2.c.iii. Motion to Hire a Water System Manager in the Public Works Department. The motion was seconded by MIKE KLINGHAMMER. A roll call vote was taken with the following results: "Aye": Beckering, Ermeling, Feldman, Klinghammer, Kneemiller, Muench, and Stivison. "Nay": Veit. Absent: Reese and Weller Motion passed.

Item 8.B.2.c.iv. Council Work Session of February 10, 2009 (Motion to Defer a decision on the Pavers at the I-70 and Highway 94 Interchange) for 60 days

Councilmember Laurie Feldman requested that the Public Works Department investigate the pavers at Hwy 141 and the outer road at Hwy 40, and to investigate the possibility of also using stamped pavers at the roundabout at Highway 94 and Boone's Lick Road. Public Works Director, Debra Aylsworth, stated that the bids for the pavers at the I-70 and Highway 94 Interchange should be advertised next week. A motion was made BOB KNEEMILLER to approve Item 8.B.2.iv. Motion to Defer a decision on the Pavers at the I-70 and Highway 94 Interchange for 60 days. The motion was seconded by LAURIE FELDMAN. A roll call vote was taken with the following results: "Aye": Ermeling, Feldman, Klinghammer, Kneemiller, Muench, Stivison, Veit, and Beckering. "Nay": None. Absent: Reese and Weller Motion passed.

Item 8.G.4. Authorization for Interim Pay for Duties Related to the Community Relations Liaison Position

Mayor Patricia M. York requested that Item 8.G.4. Authorization for Interim Pay for Duties Related to the Community Relations Liaison Position be referred to closed session.

Item 8.G.5. Designation of Mayor, Director of Administration and Finance Director as Persons Pursuant to Section 137.243 RSMo (Cumm. Supp. 2008) to Informally Project a Nonbinding Tax Levy and to Return the Nonbinding Tax Levy Projection to the County.

Councilmember Larry Muench asked City Attorney Michael Valenti for clarification of Item 8.G.5. A motion was made by LARRY MUENCH to receive item 8.G.5. Designation of Mayor, Director of Administration and Finance Director as Persons Pursuant to Section 137.243 RSMo (Cumm. Supp. 2008) to Informally Project a Nonbinding Tax Levy and to Return the Nonbinding Tax Levy Projection to the County. BOB KNEEMILLER seconded the motion. A roll call vote was taken with the following results: "Aye": Feldman, Klinghammer, Kneemiller, Muench, Stivison, Veit, Beckering, and Ermeling. "Nay": None. Absent: Reese and Weller Motion passed.

File #47069

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REPORT OF THE MAYOR

Written and/or Verbal Messages from the Mayor

Bicentennial Kick-off. The Honorable Patricia M. York announced that the Bicentennial Kick-off activities begin on March 27, 2009 at the Foundry Art Centre.

Moolah Shrine Circus. The Honorable Patricia M. York announced the Shrine Circus will take place on March 26-29, 2009.

Fabulous Baby and Kids Expo. The Honorable Patricia M. York announced the Kids Expo will be held on March 7, 2009 at the St.Charles Convention Center.

Firearms and Military Collectibles Show Expo. The Honorable Patricia M. York announced the Firearms and Military Collectibles Show will be held on March 27-28 at the St.Charles Convention Center.

Missouri Valley Basketball Tournament. The Honorable Patricia M. York announced that the Missouri Valley Tournament, Women's Basketball will be held on March 12 -15 at the Family Arena.

Cirque Eloize Nebbia. The Honorable Patricia M. York announced that *Cirque Eloize Nebbia* will be performing at Lindenwood University March 7-8, 2009.

ANNOUNCEMENTS FROM COUNCILMEMBERS/MISCELLANEOUS

Update on Elm Street Reconstruction Project

Director of Administration Michael Spurgeon reported on the Elm Street Reconstruction Project stating that a letter from the contractor stated that 31 days are needed to complete the project. Mr. Spurgeon will give the City Council an update next month on the Elm Street Project. Councilmember Bob Kneemiller inquired about the status of the city-owned property on Elm Street. Councilmember Mike Klinghammer requested Director of Administration Michael Spurgeon update the information on the website regarding the Elm Street project.
File # 47007

Update and Status Report on the Emergency Creek Projects

Councilmember Bob Kneemiller announced that the Emergency Creek Project Report was received by the City Council.
File #47008

Written and/or Verbal Messages from the Councilmembers

Councilmember Bob Kneemiller wished everyone a Happy Square Root Day (3/3/09).

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The Regular Council Meeting was adjourned at 9:57 p.m.

April 7, 2009
Date Approved
Marilyn K. McCoy
City Clerk

L. A. Muench
Larry Muench, Presiding Officer